IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Defective Appeal from Order No. 56 of 2006

1. Sri Prem Singh Pundir S/o Sri Suamember Singh.
2. Smt. Saroj Pundir W/o Sri Prem Singh Pundir.
3. Sri Neeraj Pundir S/o Sri Prem Singh Pundir.
4. Km. Laxmi Pundir D/o Sri Prem Singh Pundir.
   All R/o Village Nandpur, Post Mawahkot,
   Padampur Motatak, Tehsil Kotdwar,
   District Pauri Garhwal. ……. Appellants

Versus

1. The New India Insurance Co. Ltd.,
   through Regional Manager,
   Divisional Office 710580 East Caste Chambers,
   First Floor, 92 GRC Road, Jey Nagar,
   Jodhpur, Rajasthan.
2. Sri Pukhraj Parihar S/o Sri Purana Ramji,
   R/o Naya Pura, Gram Chawkha,
   Hanuman Chawkha Jodhpur,
   Owner of Vehicle No. RJ 19T 3106. ……. Respondents

Mr. Pramod Belwal, Advocate for the appellants.
Mr. P.C. Maulekhi, Advocate for respondent No. 1.
None for respondent No. 2.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble Rajesh Tandon, J.

RAJEEV GUPTA, C. J. (Oral)

Mr. Pramod Belwal, Advocate for the appellants.

Mr. P.C. Maulekhi, Advocate for respondent No. 1.

None for respondent No. 2.

2. Mr. Pramod Belwal, the learned counsel for the appellants seeks permission to withdraw the appeal with the liberty of filing cross objections, if an appeal is filed by the respondents against the Award.

3. Permission granted.

4. With the above liberty, the appeal is dismissed as withdrawn.

5. Consequently, CLMA No. 5385 of 2006 also stands dismissed as withdrawn.

(Rajesh Tandon, J.) **(Rajeev Gupta, C.J.)**
09.11.2006 09.11.2006

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